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July 7, 2004

To:

Attn.: Examiner Judith Ladrangan
Group Art Unit 1645
United States Patent and Trademark
Office

Telephone:

(571) 272-0866

Fax Number:

(703) 872-9306

From: Nan Wu
415-836-2531

Client-Matter Number: 2101363-991100

Re: U.S. Appl. No. 09/881,823

Filing Date: June 15, 2001

Examiner: Robert Zeman

Title: DNA MOLECULES RECOMBINANT DNA MOLECULES FOR PRODUCING
HUMANIZED MONOCLONAL ANTIBODIES TO S. MUTANSPages: - 4 - (including this form) Originals: ☐ will be mailed ☐ will not be mailed

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Fax Operator/Ext.

Message:

Dear Examiner Ladrangan:

Per your request, attached is the Notice of Appeal and duplicate sheet along with the facsimile certificate which we faxed to Group Art Unit 1645 along with our response on June 30, 2004.

Should you have any questions, please do not hesitate to contact us.

Sincerely,

Ta-Tanisha L. Moore

Assistant to Nan Wu, M.D., Ph.D., J.D.

CONFIDENTIALITY NOTICE

This communication is ONLY for the person named above. Unless otherwise indicated, it contains information that is confidential, privileged or exempt from disclosure under applicable law. If you are not the person named above, or responsible for delivering it to that person, be aware that disclosure, copying, distribution or use of this communication is strictly PROHIBITED. If you have received it in error, or are uncertain as to its proper handling, please immediately notify us by collect telephone and mail the original to us at the above address. Thank you.

(Form Rev. 6/5/00)

Gray Cary/SF3102343.1

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**Docket No.
2101363-991100

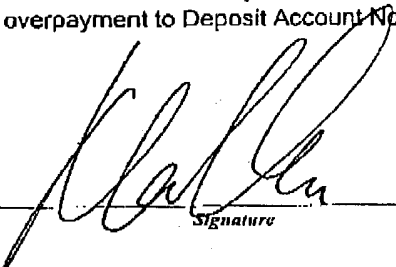
In Re Application Of: Wen Yuan Shi, et al.

Serial No.
09/881,823Filing Date
June 15, 2001Examiner
Robert ZemanGroup Art Unit
1645Invention: DNA MOLECULES AND RECOMBINANT DNA MOLECULES FOR PRODUCING
HUMANIZED MONOCLONAL ANTIBODIES TO S. MUTANSTO THE COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated January 2, 2004 finally rejecting Claim(s) 25-53.

The fee for this Notice of Appeal is: \$330.00

- ☐ A check in the amount of the fee is enclosed.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 07-1896.


Signature

Date: 6/30/04

Nan Wu (Reg. No. 43,360)
Gray Cary Ware & Freidenrich LLP
153 Townsend Street, Suite 800
San Francisco, CA 94107I certify that this document and fee is being deposited
on with the U.S. Postal Service as
first class mail under 37 C.F.R. 1.8 and is addressed to the
Commissioner for Patents, P.O. Box 1450, Alexandria, VA
22313-1450.

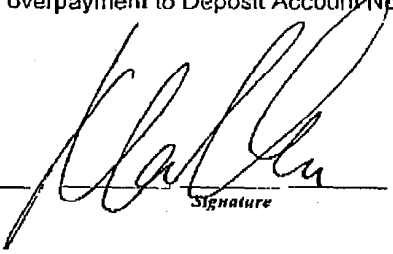
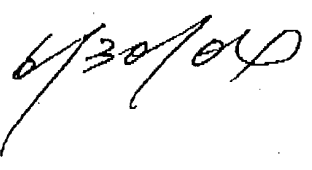
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CC:

P13LARGE/REV05

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)			Docket No. 2101363-991100
In Re Application Of: Wenyuan Shi, et al.			
Serial No. 09/881,823	Filing Date June 15, 2001	Examiner Robert Zeman	Group Art Unit 1645
Invention: DNA MOLECULES AND RECOMBINANT DNA MOLECULES FOR PRODUCING HUMANIZED MONOCLONAL ANTIBODIES TO S. MUTANS			
<p style="text-align: center;"><u>TO THE COMMISSIONER FOR PATENTS:</u></p> <p>Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated January 2, 2004 finally rejecting Claim(s) 25-53.</p> <p>The fee for this Notice of Appeal is: \$330.00</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 07-1896.</p> <p> Signature</p> <p>Dated: </p> <p>Nan Wu (Reg. No. 43,360) Gray Cary Ware & Freidenrich LLP 153 Townsend Street, Suite 800 San Francisco, CA 94107</p> <div style="border: 1px solid black; padding: 5px; width: fit-content;"><p>I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p><p>_____ Signature of Person Mailing Correspondence</p><p>See attached facsimile certificate</p><p>_____ Typed or Printed Name of Person Mailing Correspondence</p></div> <p>CC:</p>			

P13LARGE/REV05

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No. 2101363-991100
Applicant(s): Wenyuan Shi, et al.			
Serial No. 09/881,823	Filing Date June 15, 2001	Examiner Robert Zeman	Group Art Unit 1645
Invention: DNA MOLECULES AND RECOMBINANT DNA MOLECULES FOR PRODUCING HUMANIZED MONOCLONAL ANTIBODIES TO S. MUTANS			
<p>I hereby certify that this <u>Notice of Appeal (Large Entity)</u> (Identify type of correspondence)</p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(703) 872-9306</u>)</p> <p>on <u>June 30, 2004</u> (Date)</p> <p><u>Ta-Tanisha L. Moore</u> (Type or Printed Name of Person Signing Certificate)</p> <p><u></u> (Signature)</p> <p>Note: Each paper must have its own certificate of mailing.</p>			

F10/REV01